

AN ORDINANCE BY: COUNCILMEMBERS

ANNE FAUVER, H. LAMAR WILLIS and NATALYN ARCHIBONG

AS SUBSTITUTED BY: TRANSPORTATION COMMITTEE

AN ORDINANCE TO PLACE A MORATORIUM ON THE RESIDENTIAL PERMIT PARKING PROGRAM FOR A PERIOD NOT TO EXCEED NINETY (90) DAYS AND TO AUTHORIZE THE MAYOR OR HER DESIGNEE TO COMPLETE A STUDY OF AND PROVIDE AN OPPORTUNITY FOR PUBLIC COMMENT ON THE PROGRAM; TO ALLOW FOR THE ADOPTION OF AN AMENDMENT OF THE PROGRAM TO IMPLEMENT THE RECOMMENDATIONS, IF APPROPRIATE; AND FOR OTHER PURPOSES.

WHEREAS, the Atlanta City Code of Ordinances establishes a program at Chapter 150, Article IV, Division 4, Section 150-146 to 150-158, that allows for residential permit parking on the streets of the City of Atlanta; and

WHEREAS, the Residential Permit Parking Program does not provide an opportunity for input or comment from the area surrounding the streets on which such residential permit parking is sought; and

WHEREAS, the Residential Permit Parking Program does not provide an opportunity for input or comment from the local police zone or precinct that would be charged with enforcing such residential permit parking restrictions; and

WHEREAS, the Residential Permit Parking Program fails to make adequate provision for Applications from condominiums; and

WHEREAS, each of these issues has arisen after approval of residential parking permits for certain areas of the City; and

WHEREAS, time is needed for the Bureau of Traffic and Transportation to complete a study of the program as it addresses these and other issues of concern and to recommend changes to the program for public comment and for the City to adopt legislation to better address the issues inherent in provision of residential permit parking.

NOW THEREFORE BE AND IT IS HEREBY ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA AS FOLLOWS:

Section 1. That a moratorium on the City considering, processing, granting, refusing or otherwise acting upon applications for residential permit parking be in effect for a period not to exceed ninety days.

Section 2. That the Mayor or her designee is authorized to conduct a study of the Residential Permit Parking Program and to propose recommendations to accomplish a more comprehensive process of review by affected neighborhoods and the police department.

Section 3. That the study process should allow for public comment on the recommendations resulting from the study of the Residential Permit Parking Program and the City's potential legislation to better regulate residential permit parking.

Section 4. That the effective date on which the moratorium will begin will be the date that this legislation is approved by the City's Mayor, as reflected on the legislation on file in the Municipal Clerk's Office.

Section 5. That during the period of the moratorium, the City shall not act upon residential permit parking Applications received on or subsequent to the effective date until such time as the moratorium is lifted by the enactment of appropriate legislation or ninety days from the effective date of this Ordinance, whichever occurs first.

Section 6. That the ninety day moratorium established by this Ordinance will expire on its own, without the need to enact additional legislation confirming its expiration.

Section 7. That the ninety day moratorium established by this Ordinance will not affect Applications received by the Bureau of Traffic and Transportation prior to the effective date of this Ordinance.

Section 8. That all ordinances or parts of ordinances in conflict with this Ordinance are repealed until such time as the moratorium established by this Ordinance expires or is lifted.